

AMENDED IN ASSEMBLY APRIL 14, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1202

Introduced by Assembly Member Laird

February 22, 2005

An act to amend Section 65050 of, and to repeal Section 13998.10 of, the Government Code, relating to the Military and Aerospace Support Act.

LEGISLATIVE COUNSEL'S DIGEST

AB 1202, as amended, Laird. Military and Aerospace Support Act.

~~Existing~~

(1) *Existing* law, until January 1, 2007, known as the Military and Aerospace Support Act, establishes the Office of Military and Aerospace Support in the Business, Transportation and Housing Agency, and sets forth its duties and authority with respect to state and local defense retention and conversion.

The bill would eliminate the January 1, 2007, repeal date, and thereby continue the Military and Aerospace Support Act indefinitely.

(2) *Existing law specifies a single reuse entity for certain specified military bases subject to closure pursuant to the federal Defense Base Closure and Realignment Act and also specifies a procedure for the recognition of a single local reuse entity for any military base that is closed in this state. Existing law authorizes the Director of Planning and Research under specified circumstances to appoint a mediator to reach agreement among the affected jurisdictions on a single local reuse entity.*

This bill would change references of the "Defense Conversion Council" to the Office of Military and Aerospace Support. The bill would specify that the Director of Planning and Research may select

a mediator within 120 days after the effective date of the base closure decision.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13998.10 of the Government Code is
2 repealed.

3 SEC. 2. Section 65050 of the Government Code is amended to
4 read:

5 65050. (a) As used in this article, the following phrases have
6 the following meanings:

7 (1) “Military base” means a military base that is designated for
8 closure or downward realignment pursuant to the Defense
9 Authorization Amendments and Base Closure and Realignment
10 Act (P.L. 100-526), the Defense Base Closure and Realignment
11 Act of 1990 (P.L. 101-510), or any subsequent closure or
12 realignment approved by the President of the United States
13 without objection by the Congress.

14 (2) “Effective date of a base closure” means the date a base
15 closure decision becomes final under the terms specified by
16 federal law. These decisions become final 45 legislative days
17 after the date the federal Base Closure Commission submits its
18 recommendations to the President, he or she approves those
19 recommendations, and the Congress does not disapprove those
20 recommendations or adjourns.

21 (b) It is not the intent of the Legislature in enacting this section
22 to preempt local planning efforts or to supersede any existing or
23 subsequent authority invested in the ~~Defense Conversion~~
24 ~~Council, as established by Article 3.7 (commencing with Section~~
25 ~~15346) Office of Military and Aerospace Support.~~ It is the intent
26 of this article to provide a means of conflict resolution.

27 (c) For the purposes of this article, a single local base reuse
28 entity shall be recognized pursuant to the provisions of this
29 section for each military base closure in this state.

30 (d) The following entities or their successors, including, but
31 not limited to, separate airport or port authorities, are recognized
32 as the single local reuse entity for the military bases listed:

1	Military Base	Local Reuse Entity
2	George Air Force Base	Victor Valley Economic
3		Development Authority
4	Hamilton Army Base	City of Novato
5	Mather Air Force Base	County of Sacramento
6	Norton Air Force Base	Inland Valley Development
7		Authority
8	Presidio Army Base	City and County of
9		San Francisco
10	Salton Sea Navy Base	Imperial County
11	Castle Air Force Base	County of
12		Merced
13	Hunters Point Naval	City and County of
14	Annex	San Francisco
15	Long Beach Naval Station	City of Long Beach
16	MCAS Tustin	City of Tustin
17	Sacramento Army Depot	City of Sacramento
18	MCAS El Toro	Local redevelopment
19		authority recognized by
20		the United States
21		Department of
22		Economic Adjustment
23	March Air Force Base	March Joint Powers
24		Authority
25	Mare Island Naval Shipyard	City of Vallejo
26	Naval Training Center,	City of San Diego
27	San Diego	
28	NS Treasure Island	City and County of
29		San Francisco
30	NAS Alameda, San Francisco	Alameda Reuse
31	Bay Public Works	and Redevelopment
32	Center, Alameda Naval	Authority
33	Aviation Depot	
34	Oakland Navy Hospital	City of Oakland
35	Fort Ord Army Base	Fort Ord Reuse Authority
36		
37	Any military base reuse authority created pursuant to Title 7.86	
38	(commencing with Section 67800).	
39	(e) For any military base that is closed and not listed in	
40	subdivision (d), a single local reuse entity shall be recognized for	

1 the base by the state if resolutions acknowledging the entity as
2 the single base reuse entity are adopted by the affected county
3 board of supervisors and the city council of each city located
4 wholly or partly within the boundaries of a military base or
5 having a sphere of influence over any portion of the base and are
6 forwarded to the ~~Defense Conversion Council~~ *Office of Military*
7 *and Aerospace Support* and the Office of Planning and Research
8 within 60 days after the effective date of a base closure decision
9 or by March 1, 1995, whichever date is later.

10 (f) If the necessary resolutions are not adopted within the time
11 limit specified in subdivision (e), the Director of the Office of
12 Planning and Research may select a mediator, from a list
13 submitted by the ~~Defense Conversion Council~~ *Office of Military*
14 *and Aerospace Support* containing no fewer than seven
15 recommendations, to reach agreement among the affected
16 jurisdictions on a single local reuse entity *within 120 days after*
17 *the effective date of the base closure decision*. In selecting a
18 mediator, the director shall appoint a neutral person or persons,
19 with experience in local land use issues, to facilitate
20 communication between the disputants and assist them in
21 reaching a mutually acceptable agreement.

22 (g) As a last resort, and only if no recognition is made
23 pursuant to the procedure specified in subdivisions (e) and (f)
24 within 120 days after a base closure decision has become final or
25 within 120 days after the date on which this section becomes
26 operative, whichever date is later, the ~~Defense Conversion~~
27 ~~Council, created pursuant to Article 3.6 (commencing with~~
28 ~~Section 15346) of Chapter 1 of Part 6.7 of Division 3 of Title 2,~~
29 *Office of Military and Aerospace Support* shall hold public
30 hearings and recognize a single local base reuse entity for each
31 closing base for which agreement is reached among the local
32 jurisdictions with responsibility for complying with Chapter 3
33 (commencing with Section 65100) and Chapter 4 (commencing
34 with Section 65800) on the base, or recommend legislation or
35 action by the local agency formation commission if necessary to
36 implement a proposed recognition.

37 (h) In recognizing a single local reuse entity pursuant to this
38 section, preference shall be given to existing entities and entities
39 with responsibility for complying with Chapter 3 (commencing

1 with Section 65100) and Chapter 4 (commencing with Section
2 65800).

3 (i) Any recognition of a single local reuse entity made
4 pursuant to subdivision (e), (f), or (g) shall be submitted by the
5 Director of the Office of Planning and Research to the Governor,
6 the Legislature, and the United States Department of Defense.

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